



Nicyper, Dean

From: George Bingham [gbingham@peterscorp.com]
Sent: Thursday, September 06, 2007 12:31 PM
To: Nicyper, Dean
Subject: RE: Davis v Salander

Hi Dean,

Nothing of which I am now aware. However, I will ask our IT guy to double check.

George

George F. Bingham
General Counsel
The Peters Corporation
P.O. Box 908 (4056 Cerrillos Road, Suite F-1, 87507)
Santa Fe, New Mexico 87504-0908
505.424.9081, ext. 327
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From: Nicyper, Dean [mailto:DNicyper@fzwz.com]
Sent: Thursday, September 06, 2007 10:20 AM
To: George Bingham
Subject: RE: Davis v Salander

Hi George:

Thank you for the response. Did the gallery (either location) receive any such communications from Salander O'Reilly Galleries, prior to August 30th, i.e., between July 1st and August 24th?

Best regards,
Dean

Dean R. Nicyper, Esq.
Flemming Zulack Williamson Zauderer LLP
One Liberty Plaza, 35th Floor
New York, New York 10006
Phone 212-412-9504
Fax 212-964-9200
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ZAUDERER LLP
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9/10/2007

-----Original Message-----

From: George Bingham [mailto:gbingham@peterscorp.com]

Sent: Thursday, September 06, 2007 12:14 PM

To: Nicyper, Dean

Subject: RE: Davis v Salander

Hi Dean,

People are back from vacation & we are still gathering material. I plan to send tomorrow the material we have to date & will supplement later if new material is located.

A person in our NY gallery received an email on 30 August from Caitlin Fitzgerald at Salander. She is asking for information on Davis works. We have not yet responded. A copy of the email will be in the materials we produce.

Best regards,

George

George F. Bingham
General Counsel
The Peters Corporation
P.O. Box 908 (4056 Cerrillos Road, Suite F-1, 87507)
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From: Nicyper, Dean [mailto:DNicyper@fzwz.com]

Sent: Wednesday, September 05, 2007 7:19 PM

To: George Bingham

Subject: RE: Davis v Salander

Hi George:

Could you please tell me whether Salander O'Reilly Galleries contacted the Peters Gallery between July 1, 2007 and August 24, 2007 regarding Stuart Davis works of art?

Thank you,

Dean

Dean R. Nicyper, Esq.

Flemming Zulack Williamson Zauderer LLP

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-----Original Message-----

From: George Bingham [mailto:gbingham@peterscorp.com]
Sent: Wednesday, August 29, 2007 2:08 PM
To: Nicyper, Dean
Subject: Davis v Salander

Hi Dean,

We are close on gathering the materials per your subpoena. I hope to have them out by the end of the week. Meanwhile, as we discussed, please send a copy of your complaint.

Thanks.

George

George F. Bingham
General Counsel
The Peters Corporation
P.O. Box 908 (4056 Cerrillos Road, Suite F-1, 87507)
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Nicyper, Dean

From: William H. Greilsheimer [whg@greils.com]
Sent: Thursday, September 06, 2007 11:49 AM
To: Nicyper, Dean
Cc: 'Steven Levin'
Subject: RE: Davis and Carroll subpoena

I am advised by Mr. Carroll that that there were no such communications during the period.

-----Original Message-----

From: Nicyper, Dean [mailto:DNicyper@fzwz.com]
Sent: Wednesday, September 05, 2007 9:15 PM
To: Steven Levin
Cc: William H. Greilsheimer
Subject: RE: Davis and Carroll subpoena

Could you please tell me whether Salander O'Reilly Galleries contacted either of your clients, Joseph Carroll or Joseph P. Carroll Ltd., between July 1, 2007 and August 24, 2007 regarding Stuart Davis works of art?

Thank you,
Dean R. Nicyper, Esq.
Flemming Zulack Williamson Zauderer LLP
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Nicyper, Dean

From: John Silver [john@mcclaughertyandsilver.com]
Sent: Thursday, September 06, 2007 10:32 AM
To: Nicyper, Dean
Subject: RE: Owings Dewey Fine Arts/ Salander O'Reilly Galleries/ and Stuart Davis Works of Art

Dear Mr. Nicyper. Owings Dewey Fine Arts not receive any communication from Salander-O'Reilly Galleries between July 1, 2007 and August 24, 2007. John Silver

From: Nicyper, Dean [mailto:DNicyper@fzwz.com]
Sent: Thursday, September 06, 2007 8:22 AM
To: John Silver
Subject: RE: Owings Dewey Fine Arts/ Salander O'Reilly Galleries/ and Stuart Davis Works of Art

Dear Mr. Silver:

Thank you for your response. Did Owings Dewey receive any such communications prior to August 31st?

Thank you,
Dean Nicyper
Dean R. Nicyper, Esq.
Flemming Zulack Williamson Zauderer LLP
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ZAUDERER LLP
<http://www.fzwz.com>

-----Original Message-----

From: John Silver [mailto:john@mcclaughertyandsilver.com]
Sent: Thursday, September 06, 2007 10:22 AM
To: Nicyper, Dean
Subject: RE: Owings Dewey Fine Arts/ Salander O'Reilly Galleries/ and Stuart Davis Works of Art

Dear Mr. Nicyper: Owings Dewey Fine Arts did receive an email from Caitlin Fitzgerald of Sander-O'Reilly Galleries asking if Owings Dewey was in possession of Stuart Davis Works of Art. This email came on August 30, 2007. John Silver

From: Nicyper, Dean [mailto:DNicyper@fzwz.com]
Sent: Wednesday, September 05, 2007 7:24 PM

9/10/2007

To: John Silver

Subject: Owings Dewey Fine Arts/ Salander O'Reilly Galleries/ and Stuart Davis Works of Art

Dear Mr. Silver:

We received the documents you sent in response to our subpoena. Thank you for sending them. Could you please tell me whether Salander O'Reilly Galleries contacted your client, Owings Dewey Fine Arts, between July 1, 2007 and August 24, 2007 regarding Stuart Davis works of art?

Thank you,

Dean R. Nicyper, Esq.

Flemming Zulack Williamson Zauderer LLP

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New York, New York 10006

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